

APR 24 2003

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AF/1648

~~RESPONSE UNDER 37 CFR 1.116~~  
~~EXPEDITED PROCEDURE~~  
~~EXAMINING GROUP~~ 1648

In re Application of: LASSEN et al.

Serial No.: 09/978178

Filed: October 17, 2001

For: ASSAY FOR DIRECTLY DETECTING A RS VIRUS RELATED...

Confirmation No.: 4444

Art Unit: 1648

Examiner: MOSHER, M.

Washington, D.C.

Atty.'s Docket: LASSEN=2A

Date: April 24, 2003

Corres. and Mail

**BOX AF**

THE COMMISSIONER OF PATENTS AND TRADEMARKS

Washington, D.C. 20231

Sir:

Transmitted herewith is an [ ] Amendment [XX] Amendment After Final Rejection  
 in the above-identified application.

[ ] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

[XX] Small entity status of this application under 37 CFR 1.9 and 1.27 has been previously asserted.

[ ] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

[ ] No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)		(Col. 3)		Small Entity		Other Than a Small Entity
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra		Rate	Additional Fee		Rate
Total	52	Minus	50	2		x 9	\$18.00		x18
Indep.	1	Minus	3	0		x42	\$		x84
First Presentation of Multiple Dependent Claim					140	\$		+280	\$
TOTAL ADDITIONAL CLAIMS FEE						\$18.00		Total	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col.1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time  
 If any extension of time for a response is required applicant requests that this be considered a petition therefor.

[XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

## Small Entity

## Response Filed Within

- [XX] First - \$ 55.00
- [ ] Second - \$205.00
- [ ] Third - \$465.00
- [ ] Fourth - \$725.00
- [ ] Fifth - \$985.00

## Other Than Small Entity

## Response Filed Within

- [ ] First - \$ 110.00
- [ ] Second - \$ 410.00
- [ ] Third - \$ 930.00
- [ ] Fourth - \$1450.00
- [ ] Fifth - \$1970.00

**RECEIVED**

APR 29 2003

TECH CENTER 1600/2900

[ ] Less fees (\$ ) already paid for months extension of time on

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ . A duplicate copy of this sheet is attached.

[ ] A check in the amount of \$ is attached (check no. ).

[XX] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$73.00 is attached.

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR Section 1.16 and all patent processing fees under 37 CFR Section 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR Section 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
 Attorneys for Applicant(s)

By:

TOMER P. COOPER

Registration No. 28,005

Facsimile: (202) 737-3528  
 Telephone: (202) 628-5197